

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 047402
ORIGIN L-03

INFO OCT-01 EUR-12 IO-13 ISO-00 EB-08 SSO-00 INRE-00
USIE-00 NSCE-00 CIAE-00 DODE-00 PM-05 H-01 INR-10
NSAE-00 PA-01 SP-02 SS-15 TRSE-00 COME-00 AID-05
/076 R

DRAFTED BY L:M B FELDMAN:LHS
APPROVED BY L:M B FELDMAN
EB/IFD/OIA - MS. GRIFFITHS
EUR/NE - MR. GOODMAN
-----007327 232243Z /75
O R 232237Z FEB 78
FM SECSTATE WASHDC
TO USMISSION GENEVA IMMEDIATE
AMEMBASSY THE HAGUE
INFO AMEMBASSY PARIS

LIMITED OFFICIAL USE STATE 047402

USOECD

E.O. 11652: N/A

TAGS: EFIN, EGEN, UN, ECOSOC

SUBJECT: ECOSOC WORKING GROUP - ILLICIT PAYMENTS TREATY

REF: GENEVA 2773

1. FOR FRANK WILLIS, DIPLOMATIC CONFERENCES ON WHEAT AND
TRANSFER OF TECHNOLOGY.

WE ARE PLEASED THAT NETHERLANDS WILL CONTINUE TO BACK A
TREATY ON ILLICIT PAYMENTS AND THAT ROBERT MOK IS MODESTLY
OPTIMISTIC ABOUT PROSPECTS. HOWEVER, WE DO BELIEVE MARCH
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 047402

6 SESSION WILL BE SUBSTANTIVE. PARSİ WILL BE AVAILABLE TO
CHAIR IT.

2- WE ARE THOROUGHLY CONFUSED BY WILLIS' REPORT OF MOK'S
VIEWS ON SUBSTANCE OF U.S. POSITION. IN FIRST PLACE IT
WAS U.S. THAT PROPOSED AND CONTINUES TO PRESS FOR HOME
STATE OBLIGATIONS TO PROSECUTE NATIONALS FOR ACTIONS IN

FURTHERANCE OF BRIBERY OF FOREIGN OFFICIALS. THIS POSITION IS FULLY CONSISTENT WITH NEW U.S. LEGISLATION. FURTHER, USG HAS ALWAYS BEEN PREPARED TO ACCEPT GENERAL MULTILATERAL OBLIGATIONS FOR JUDICIAL ASSISTANCE ON LINES OF HIJACKING CONVENTION PROVIDED THAT THE TREATY CALLS FOR IMPLEMENTATION OF THESE GENERAL COMMITMENTS THROUGH SPECIFIC BILATERAL

ARRANGEMENTS. IT WAS MOK HIMSELF WHO OPPOSED THIS APPROACH LAST YEAR ON THE GROUNDS THAT A HYBRID SOLUTION WOULD UNDERCUT INTERPRETATION OF THE HIJACKING CONVENTION AND THAT THE WORKING GROUP THEREFORE SHOULD CHOOSE BETWEEN BILATERAL AND MULTILATERAL APPROACHES.

3. MOK IS A CAPABLE AND SIGNIFICANT FIGURE IN ECOSOC WORKING GROUP AND IT IS IMPORTANT THAT WE HAVE HIS UNDERSTANDING AND SUPPORT. THEREFORE, WE WOULD LIKE TO CONTACT HIM TO CLARIFY THESE POINTS ASAP. IF MOK AND WILLIS ARE BOTH IN GENEVA, WILLIS SHOULD MAKE THE CONTACT. IF THAT IS NOT POSSIBLE, EMBASSY THE HAGUE SHOULD DO SO AS SOON AS MOK RETURNS FROM GENEVA.

4. FOR THE HAGUE: IN ANY EVENT, WE WOULD LIKE EMBASSY TO CONTACT GON TO REITERATE STRONG U.S. INTEREST IN SUCCESS OF THIS WORK. YOU CAN POINT OUT THAT WE ATTACH IMPORTANCE AT THIS STAGE TO WORKING TOWARDS A CONSENSUS OF INDUSTRIAL COUNTRIES ON SUBSTANCE AND LOOK FORWARD TO INTENSIVE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 047402

INFORMAL CONSULTATIONS DURING WORKING GROUP MEETING IN NEW YORK. WE MAY ALSO SEEK TO SCHEDULE AN AD HOC CONSULTATION AT OECD PARIS IN MARCH BEFORE THE EASTER WEEKEND. IN ADDITION TO U.S. INTEREST IN CRIMINALIZATION, WE WOULD LIKE TO EXPLORE RECOMMENDATIONS TO GOVERNMENTS RECENTLY ADOPTED BY ICC AS POSSIBLE BASIS FOR CONSENSUS. VANCE

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, BRIBERY
Control Number: n/a
Copy: SINGLE
Draft Date: 23 feb 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE047402
Document Source: CORE
Document Unique ID: 00
Drafter: M B FELDMAN:LHS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780084-0985
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780220/aaaaaqvp.tel
Line Count: 100
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 323308d1-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 GENEVA 2773
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3499770
Secure: OPEN
Status: NATIVE
Subject: ECOSOC WORKING GROUP - ILLICIT PAYMENTS TREATY
TAGS: EFIN, EGEN, UN, ECOSOC
To: GENEVA THE HAGUE MULTIPLE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/323308d1-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014